

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)	Case No.: 05-193M
)	
Plaintiff,)	
)	
v.)	ORDER REVOKING RELEASE
)	AND ORDERING DETENTION
BRUCE JAMES ARPIN,)	
)	
Defendant.)	
_____)	

The Pretrial Services Office and the United States have presented information indicating that defendant has violated the conditions of pretrial supervised release.

Defendant made his initial appearance before the undersigned Magistrate Judge on April 25, 2005, after being arrested and charged with five (5) counts of bank robbery. The defendant was advised of his rights and counsel was appointed. The government moved for detention and a hearing on this matter was set for April 28, 2005.

Defendant appeared before the undersigned on April 28, 2005, as scheduled. The government withdrew its motion for detention and the government and defendant asked that defendant first be released to a drug-treatment center, and then a halfway house along with special conditions to be imposed. Defendant was remanded to custody until such time as space and facilities were available for his treatment at Ollala Treatment Center.

01 On July 11, 2005, a warrant for arrest was issued for defendant because of evidence
02 submitted indicating he had violated the terms of release. Specifically, defendant was charged
03 with the following violations:

04 1. Use of heroin and cocaine on or about July 7, 2005, in violation of the standard
05 condition of release that he not use, consume, or possess any controlled substances, including
06 medication, unless prescribed by a physician; and

07 2. Consuming alcoholic beverages on or about July 7, 2005, in violation of the
08 special bond condition that he not use, consume, or possess alcohol, or any product containing
09 alcohol, including medication, unless prescribed by a physician.

10 After hearing from the parties, the Court finds it necessary and appropriate to revoke the
11 former bond and orders the defendant to be detained. The Court FINDS:

- 12 1. There are no conditions or combination of conditions which will assure that
13 defendant will not be a danger to the community if released again;
- 14 2. Defendant is unlikely to abide by any condition or combination of conditions set
15 by the Court.

16 It is therefore ORDERED, that defendant's bond is REVOKED, and that:

- 17 1. Defendant shall be detained pending the evidentiary hearing in this matter and
18 committed to the custody of the Attorney General for confinement in a correction
19 facility separate, to the extent practicable, from persons awaiting or serving
20 sentences or being held in custody pending appeal;
- 21 2. Defendant shall be afforded reasonable opportunity for private consultation with
22 counsel;
- 23 3. On order of a court of the United States or on request of an attorney for the
24 Government, the person in charge of the corrections facility in which defendant
25 is confined shall deliver the defendant to a United States Marshal for the purpose
26 of an appearance in connection with a court proceeding; and

01 4. The clerk shall direct copies of this order to counsel for the United States, to
02 counsel for the defendant, to the United States Marshal, and to the U.S. Pretrial
03 Services Officer.

04 DATED this 14th day of July, 2005.

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07 JAMES P. DONOHUE
08 United States Magistrate Judge
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